

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

MINUTES OF JURY TRIAL

DATE: September 29, 2022

DAY: 4

CASE NO.: 18-cv-966-SMY

PRESIDING: HONORABLE STACI M. YANDLE

CATHERINE ALEXANDER,)	REPORTER: Chris LaBuwi
)	COURTROOM DEPUTY: Stacie Hurst
Plaintiff,)	
)	CIVIL: X
v.)	
)	TIME: 9:09 a.m. - 5:07 p.m.
TAKE-TWO INTERACTIVE)	
SOFTWARE, INC., et al.,)	
)	RECESS: 10:08 - 10:15 a.m.; 12:00 -
Defendants.)	1:12 p.m.; 2:56 - 3:54 p.m.

APPEARANCES:

COUNSEL FOR PLAINTIFF: Anthony Simon, Paul Tahan, Anthony Friedman, Seth Crompton

COUNSEL FOR DEFENDANTS, Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports Inc., Visual Concepts Entertainment: Dale Cendali, Patrick Arnett, Christopher Ilardi, Miranda Means, Michael Nester, Joshua Simmons

COUNSEL FOR DEFENDANTS, World Wrestling Entertainment, Inc.: Curtis Krasik, Michael Nester

DEFENDANTS' WITNESSES:

(4) Alfredo (Alfie) Brody (continued from 9/28/2022)	time: 9:10 a.m. - 9:57 a.m.
(5) Ian Bogost	time: 10:19 a.m. - 10:46 a.m.
(6) Deborah Jay	time: 10:47 a.m. - 11:52 a.m.
(7) James Malackowski	time: 1:13 p.m. - 1:57 p.m.

DEFENDANTS' ADMITTED EXHIBITS:

183, 151, 154, 157, 158

PLAINTIFF'S ADMITTED EXHIBITS:

43, 164

Defendants rest: 1:58 p.m.

PLAINTIFF'S REBUTTAL WITNESSES:

(1) Ryan Clark

time: 1:59 p.m. – 2:20 p.m.

EVIDENCE CLOSED: 2:22 p.m.

Out of the presence of the jury, Plaintiff made an oral motion for judgment as a matter of law at the close of plaintiff's case pursuant to Rule 50.

Out of the presence of the jury, Plaintiff made an oral motion for judgment as a matter of law at the close of plaintiff's case pursuant to Rule 50.

Record is made as to Rule 50 motions.

Conference for Jury Instructions Held: 3:54 p.m. – 5:07 p.m.

Record made as to instructions.

EVIDENCED CLOSED: ☒ WITNESSES EXCUSED: ☒

Jury trial set to reconvene September 30, 2022, at 9:00 a.m. in the East St. Louis Courthouse before Judge Staci M. Yandle.